

WEDNESDAY, FEBRUARY 26, 1986

SEVENTY-THIRD LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Brother Stanley McNery, Oak Grove Church of Christ, McMinnville, Tennessee.

Representative Hillis led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 96

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

The Speaker announced that Representative Brenda Turner was excused because of death in the family.

The Speaker announced that Representative Davidson was excused because of business.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

934--To make certain provisions, inmate uniforms; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1248, 1249, 1253, 1265, 1268, 1269, 1309 and 1715; and House Joint Resolutions Nos. 498, 505, 506, 507, 508, 512, 513, 517, 532 and 536; for his action.

MARLYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 243, 244, 245 and 254; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1193, 1201, 1203, 1417 and 1554; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 934, 1028, 1214, 1224, 1242, 1310, 1312 and 1431; and House Joint Resolutions Nos. 514, 515, 518, 520, 521, 523 and 526; and find same correctly enrolled and ready for the

signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 934, 1028, 1214, 1224, 1242, 1310, 1312 and 1431; House Joint Resolutions Nos. 514, 515, 518, 520, 521, 523 and 526; Senate Bills Nos. 1193, 1201, 1203, 1417 and 1554; and Senate Joint Resolutions Nos. 243, 244, 245 and 254.

CALENDAR

House Bill No. 1399--To prohibit the use of drugs, dentistry.

On motion, House Bill No. 1399 was made to conform with Senate Bill No. 1422.

On motion, Senate Bill No. 1422, on same subject, was substituted for House Bill No. 1399.

Mr. Work moved that Senate Bill No. 1422 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

House Bill No. 1218--To make certain provisions, land surveyors.

Mr. Whitson moved that House Bill No. 1218 be passed on third and final consideration.

Mr. Ellis moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1218 by deleting Section 1 in its entirety, renumbering Section 2 as Section 3 and inserting the following:

SECTION 1. Tennessee Code Annotated, Section 62-18-109 (a) is amended by deleting the words and symbols "who does not have less than a high school education or a general equivalency diploma (GED)" and substituting instead the following:

who does not have a high school education or a general equivalency diploma (GED)

SECTION 2. Tennessee Code Annotated, Section 62-18-109 (a) is further amended by adding the following sentence at the end of the subsection:

Provided that satisfactory completion of a four (4) year college degree with a major in land surveying in a school of standing satisfactory to the board shall be equivalent to four (4) years of such active engagement.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1218, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wingham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

House Bill No. 1271--To continue state library and archives advisory commission.

Mr. King moved that House Bill No. 1271 be passed on third and final consideration.

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Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1271 by deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1.

(a) Notwithstanding the provisions of Tennessee Code Annotated, Section 4-29-112, or any other law to the contrary, the state library and archives advisory commission, created by Section 10-1-301, shall terminate and shall cease all activities upon the effective date of this act.

(b) Tennessee Code Annotated, Title 10, Part 1, is amended by deleting Part 3 in its entirety.

AND FURTHER AMEND by deleting Section 2 in its entirety and by substituting instead the following:

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1271, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

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House Bill No. 587--To prohibit civil action suits, certain children.

Mr. Murhpy moved that House Bill No. 587 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96

A motion to reconsider was tabled.

Mr. Hillis moved that House Bill No. 1513 be placed on the Calendar for Monday, March 3, 1986, which motion prevailed.

House Bill No. 1639--To authorize deductions, education trust fund.

On motion, House Bill No. 1639 was made to conform with Senate Bill No. 1195.

On motion, Senate Bill No. 1195, on same subject, was substituted for House Bill No. 1639.

Mr. Starnes moved that Senate Bill No. 1195 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt,

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Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

A motion to reconsider was tabled.

House Bill No. 1606--To regulate purchases, local boards of education.

Mr. Starnes moved that House Bill No. 1606 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

Representative present and not voting was: Drew--1.

A motion to reconsider was tabled.

House Bill No. 1142--To require testing of blood for AIDS.

Mr. Stallings moved that House Bill No. 1142 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1142 in Section 1 by deleting the existing amendatory language in subsection (a) in its entirety and substituting the following:

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(a) All facilities collecting fresh human blood or plasma directly from an individual donor shall have such blood or plasma tested for the potential presence of the causative agent for Acquired Immune Deficiency Syndrome (AIDS).

AND FURTHER AMEND in Section 1 by deleting the existing amendatory language in subsection (b) in its entirety and substituting the following:

(b) Any blood shown by appropriate medical testing to be potentially contaminated by the causative agent for AIDS shall not be used for transfusions, or for any other purposes which may pose a threat of transmission of the virus.

AND FURTHER AMEND in Section 1 by deleting in subsection (c) the words "person or organization" and substituting in lieu thereof the word "facility".

AND FURTHER AMEND in Section 1 by adding after the last sentence of subsection (c) the following:

This section shall not apply in those emergency situations where the attending physician determines that failure to transfuse will be life threatening to the patient.

On motion, the amendment was adopted.

Mr. Yelton moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1142 by inserting the following new section immediately preceding the last section and by renumbering the last section accordingly:

SECTION _____. Tennessee Code Annotated, Title 68, Chapter 32 is further amended by adding the following new section:

SECTION _____. The department of health and environment shall promulgate rules and regulations in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5 to provide that any individual who is treated by a health professional or health facility has the option of designating donors to provide blood or blood products to such individual which may be necessary for his treatment. The regulations promulgated pursuant to this section shall not apply to those emergency situations where the attending physician determines that failure to transfuse will be life threatening to the patient.

On motion, the amendment was adopted.

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Thereupon, House Bill No. 1142, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

House Bill No. 1410--To exempt fishing tournament, amusement tax.

Mr. Stallings moved that House Bill No. 1410 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	5
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

Representatives voting no were: Chiles, Henry, McCroskey, Moody and Robinson (Washington)--5.

Representative present and not voting was: Buck--1.

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A motion to reconsider was tabled.

House Bill No. 1905--To make certain provisions, aids victims.

Mr. Garrett moved that House Bill No. 1905 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

A motion to reconsider was tabled.

House Bill 1972--To compensate U.T. Agricultural Extension Service.

Mr. Rhinehart moved that House Bill No. 1972 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1972 by deleting Section 2 in its entirety and substituting the following:

SECTION __. The University of Tennessee is authorized to provide employees of the University of Tennessee Agricultural Extension Service, holding a joint appointment with the United States Department of Agriculture, salary increases and compensation commensurate with that received by other State employees and teachers employed by the University of Tennessee.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1972, as amended, passed its third and final consideration by the following vote:

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Ayes 97
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

A motion to reconsider was tabled.

House Bill No. 1875--To make certain provisions, state funds.

Mr. Tanner moved that House Bill No. 1875 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

A motion to reconsider was tabled.

House Bill No. 1818--To make certain provisions, state and county fairs.

Mr. Jones moved that House Bill No. 1818 be passed on third and final consideration.

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Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1818 by deleting the amendatory language of Section 1 and substituting instead the following new amendatory language:

(8) Any person residing or located in this state whose only taxable business activity during the tax period is conducted at the Tennessee state fair or at only one (1) county fair, and any governmental entity, non-profit corporation, institution or organization which has received a determination of exemption from the Internal Revenue Service under Section 501 (c) (3) or (4) (26 USC 501 (c) (3) or (4)) of the Internal Revenue Code and is currently operating under it, and whose only taxable business activity during the tax period is conducted at the Tennessee state fair, county fairs and their affiliates.

On motion, the amendment was adopted.

Mr. Jones moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1818 by inserting the following new section immediately preceding the effective date section and numbering such sections accordingly:

SECTION ____ . If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1818, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt,

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Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

A motion to reconsider was tabled.

House Bill No. 1360--To provide for certain contributions, retirement.

Mr. Rhinehart moved that House Bill No. 1360 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cooke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

A motion to reconsider was tabled.

House Bill No. 1349--To make certain provisions, taxes.

Mr. Rhinehart moved that House Bill No. 1349 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1349 be renumbering Sections 5 and 6 as Sections 2 and 3 and by substituting for Sections 1 through 4 thereof, the following:

SECTION 1. Tennessee Code Annotated, Title 67, Chapter 1, Part 1 is amended by adding a new section thereto as follows:

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If the commissioner should change the policy of the department as to the taxability of any privilege, such policy change shall be applied to the exercise of such privileges occurring after the date of such policy change only, unless otherwise provided by law.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1349, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

A motion to reconsider was tabled.

House Bill No. 1350--To amend Retailers' Sales Tax Act.

Mr. Rhinehart moved that House Bill No. 1350 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1350 by inserting the following language n Section 2 between the words "pending" and "on the":

or paid under protest

On motion, the amendment was adopted.

Thereupon, House Bill No. 1350, as amended, passed its third and final consideration by the follwoing vote:

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Ayes 94
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representatives voting no were: Lawson, Swann and Tankersley--3.

A motion to reconsider was tabled.

Mr. Robinson (Davidson) moved that House Bill No. 1151 be placed on the Calendar for Wednesday, March 5, 1986, which motion prevailed.

House Bill No. 1567--To amend Retailers' Sales Tax Act.

On motion, House Bill No. 1567 was made to conform with Senate Bill No. 1633.

On motion, Senate Bill No. 1633, on same subject, was substituted for House Bill No. 1567.

Ms. Duer moved that Senate Bill No. 1633 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

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A motion to reconsider was tabled.

House Bill No. 1384--To enact Insurance Holding Company System Act.

Mr. Stafford moved that House Bill No. 1384 be passed on third and final consideration.

Ms. Montgomery moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1384 by changing the period at the end of item (3) of subsection (e) of Section 1 to a comma and by adding the following as a new item (4):

(4) Nonprofit dental service corporations.

AND FURTHER AMEND by deleting the word "even" in the fifth line of Section 4 (d) (2) (D) in the bill as printed and by substituting instead the punctuation and word ". Even".

On motion, the amendment was adopted.

Thereupon, House Bill No. 1384, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

House Bill No. 1369--To raise capital requirements, insurance companies.

On motion, House Bill No. 1369 was made to conform with Senate Bill No. 1458.

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On motion, Senate Bill No. 1458, on same subject, was substituted for House Bill No. 1369.

Mr. Stafford moved that Senate Bill No. 1458 be passed on third and final consideration.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1458 as follows:

SECTION 3 is amended by deleting the words "January 1, 1987" in the amendatory language and substituting instead the words "January 1, 1967".

On motion, the amendment was adopted.

Mr. Stafford moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1458 by deleting the effective date section in its entirety and by substituting instead the following:

Section _____. This act shall take effect on July 1, 1986, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1458, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

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House Bill No. 1622--To make provisions, motor vehicle commission.

Mr. Murray moved that House Bill No. 1622 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

Representative present and not voting was: May--1.

A motion to reconsider was tabled.

House Bill No. 1409--To provide repurchase, obsolete inventory.

Mr. Stallings moved that House Bill No. 1409 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

A motion to reconsider was tabled.

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House Bill No. 1720--To regulate uninsured motorist coverage.

Mr. Buck moved that House Bill No. 1720 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1717--To amend Title 45, Chapter 2, Code.

Mr. Buck moved that House Bill No. 1717 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	6

Representatives voting aye were: Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kent, Kernell, King, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

Representatives voting no were: Bell, Ivy, Kisber, Peroulas, Tanner and Webb--6.

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A motion to reconsider was tabled.

CONSENT CALENDAR

House Joint Resolution No. 537--Relative to honoring Edward L. Holton.

House Joint Resolution No. 540--Relative to honoring Litton T. Cochran.

House Joint Resolution No. 541--Relative to commending Billy Pegg, Jr.

Senate Joint Resolution No. 248--Relative to congratulating J. Kevin Ross.

Senate Joint Resolution No. 249--Relative to commending Commissioner Martha Olsen.

Mr. Gill moved that all House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1227--To regulate release of certain public records.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1227 by adding the following to the end of the amendatory language of Amendment Number :

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The reporting requirements of this subsection shall not apply when county or city summary assessment information is released.

Mr. Hobbs moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

Representative present and not voting was: Cobb--1.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1305

Senate Bill No. 1305--To regulate liens, hazardous waste clean-up.

On motion, the motion to reconsider was lifted from the table.

On motion, the House reconsidered its action in passing Senate Bill No. 1305 on third and final consideration.

Mr. Gill moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1305 as amended in the Senate, by deleting from the second line of Section 1 thereof the words and punctuation "by redesignating the existing statutory subsections (a), (b), and (c), and (d)" and by substituting therefor the words and punctuation "by redesignating the existing statutory subsections (a), (b), and (c) as (b), (c), and (d)"

On motion, the amendment was adopted.

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Thereupon, Senate Bill No. 1305, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davis (Coeke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

A motion to reconsider was tabled.

Mr. Dixon moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 548 out of order, which motion prevailed.

House Joint Resolution No. 548--Relative to protection from dangers associated with Tylenol capsules--By Dixon, Henry, Patterson, McNally, Pruitt, Nance, Shirley, Hassell, Williams, Kent, Clark (Sumner), Swann, Garrett, Love, DeBerry, West, Winningham, Tankersley, Jones, Turner, L. (Shelby), Work, Clark (Davidson), Wolfe, Lawson, Moody, Yelton, Stafford, Buck, Montgomery, Wheeler and Jared.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Dixon, the resolution was adopted.

A motion to reconsider was tabled.

BILL RE-REFERRED

On motion of Mr. Starnes, House Bill No. 1781 was recalled from the Committee on General Welfare.

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On motion of Mr. Starnes, House Bill No. 1781 was re-referred to the Committee on Conservation and Environment.

BILL WITHDRAWN

On motion of Mr. Swann, House Bill No. 1946 was recalled from the Committee on Transportation.

On motion of Mr. Swann, House Bill No. 1946 was withdrawn from the House.

NOTICE PURSUANT TO RULE NO. 58

Pursuant to Rule No. 58, the sponsor gave notice of his intention to consider the following measure from the Senate on Thursday, February 27, 1986:

House Bill No. 1319--Rhinehart

Ms. DeBerry moved that the rules be suspended for the purpose of introducing House Resolution No. 112 out of order, which motion prevailed.

House Resolution No. 112--Relative to continuing Special Legislative Task Force on Teenage Pregnancy--By DeBerry.

On motion, the rules were suspended for the immedaite consideration of the resolution.

Ms. DeBerry moved that House Resolution No. 112 be adopted, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 97

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 542--Relative to study, providing emergency medical services--By Hurley, Hillis, Cross, Yelton, Gill and Miller.

The Speaker referred House Joint Resolution No. 542 to the Committee on General Welfare.

House Joint Resolution No. 543--Relative to honoring Smith County High School football team--By Buck

Under the rules, House Joint Resolution No. 543 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 544--Relative to expressing sorrow, death of Charlie Robinson--By Henry.

Under the rules, House Joint Resolution No. 544 was referred to the Committee on Calendar and rules.

RESOLUTION LYING OVER

Senate Joint Resolution No. 209--Relative to creating Federal Commission, Youth Suicide Prevention.

The Speaker referred Senate Joint Resolution No. 209 to the Committee on General Welfare.

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INTRODUCTION OF BILLS

House Bill No. 1983--To provide for appointment of monitors, certain health facilities--By Montgomery.

Passed first consideration.

House Bill No. 1984--To provide for group health insurance, Alamo employees--By Dills.

Passed first consideration.

House Bill No. 1985--To make certain provisions, cable television --By Tanner.

Passed first consideration.

House Bill No. 1986--To create the State Capitol Commission--By Bragg.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 1130--To authorize certain law enforcement officials, administer oaths.

Passed first consideration.

Senate Bill No. 1162--To regulate agreement, certain alcoholic beverages.

Passed first consideration.

Senate Bill No. 1163--To regulate records, beer wholesalers.

Passed first consideration.

Senate Bill No. 1172--To set certain provisions, vandalism.

Passed first consideration.

Senate Bill No. 1187--To set provisions, employees serving on juries.

Passed first consideration.

Senate Bill No. 1219--To regulate foreign investments.

Passed first consideration.

Senate Bill No. 1245--To regulate certain fees, criminal cases.

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Passed first consideration.

Senate Bill No. 1258--To fix penalties, certain trucks.

Passed first consideration.

Senate Bill No. 1303--To regulate criminal injury compensation program.

Passed first consideration.

Senate Bill No. 1378--To set certain provisions, child support.

Passed first consideration.

Senate Bill No. 1450--To provide psychological examination, persons convicted of sex crime.

Passed first consideration.

Senate Bill No. 1452--To provide annexation, certain counties.

Passed first consideration.

Senate Bill No. 1484--To extend option, certain property reappraisal.

Passed first consideration.

Senate Bill No. 1485--To regulate issuance, capital outlay notes, certain local governments.

Passed first consideration.

Senate Bill No. 1643--To regulate procedure, judicial sales.

Passed first consideration.

Senate Bill No. 1699--To regulate appropriations, county legislative body.

Passed first consideration.

Senate Bill No. 1741--To regulate abolition of charters, municipal corporations.

Passed first consideration.

Senate Bill No. 1818--To enact District Attorneys General Fiscal Affairs Act.

Passed first consideration.

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Senate Bill No. 1895--To regulate provisions, information on employment opportunities.

Passed first consideration.

Senate Bill No. 1916--To phrase out certain programs, Department of Correction.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1981--To amend Charter, Elkton.

Passed second consideration and held without reference.

House Bill No. 1982--To make cerertain provisions, Commission on Indian Affairs.

Passed second consideration and referred to Committee on Conservation and Environment.

REPORT OF DELAYED BILLS COMMITTEE

The undersigned members of the Delayed Bills Committee have approved the following bill: House Bills Nos. 1983, 1985 and 1986.

Ned R. McWherter

Jimmy Naifeh

James M. Henry

REPORTS OF STANDING COMMITTEES

AGRICULTURE

MR. SPEAKER: Your Committee on Agriculture begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1635 and 1637 (with amendment).

STALLINGS, Chairman.

Under the rules, House Bills Nos. 1635 and 1637 were transmitted to the Committee on Calendar and Rules.

COMMERCE

MR. SPEAKER: Your Committee on Commerce begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1477, 1628 (with amendment), 1739, 1740, 1769 (with amendment), 1888 (with amendment) and 1894; and further recommend that

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pursuant to House Rule No. 70, House Bill No. 1894 be referred to the Committee on Finance, Ways and Means.

MURRAY, Chairman.

Under the rules, House Bills Nos. 1477, 1628, 1739, 1740, 1769 and 1888 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 1894 to the Committee on Finance, Ways and Means.

CONSERVATION AND ENVIRONMENT

MR. SPEAKER: Your Committee on Conservation begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1504, 1798 (with amendment) and 1799 (with amendment), and further recommend that pursuant to House Rule No. 70, House Bill No. 1799 be referred to the Committee on Finance, Ways and Means.

HILLIS, Chairman.

Under the rules, House Bills Nos. 1504 and 1798 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 1799 to the Committee on Finance, Ways and Means.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1528 and 1736, and House Resolution No. 100.

WORK, Chairman.

Under the rules, House Bills Nos. 1528 and 1736, and House Resolution No. 100 were transmitted to the Committee on Calendar and Rules.

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1192, 1326 (with amendment), 1334 (with amendment), 1365, 1391, 1392, 1632, 1686 (with amendment), 1695 (with amendment), 1800 (with amendment), 1822 and 1897.

BRAGG, Chairman.

Under the rules, House Bills Nos. 1192, 1326, 1334, 1365, 1391, 1392, 1632, 1686, 1695, 1800, 1822 and 1897 were transmitted to the Committee on Calendar and Rules.

GENERAL WELFARE

MR. SPEAKER: Your Committee on General Welfare begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 78 (with amendment), 333 (with amendment), 1327 (with amendment), 1527 (with amendment), 1665, 1816 (with amendment) and 1962; and further recommend that pursuant to House Rule No. 70, House Bill No. 333, 1327 and 1962 be referred to the Committee on Finance, Ways and Means.

STARNES, Chairman.

Under the rules, House Bills Nos. 78, 1527, 1665 and 1816 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 333, 1327 and 1962 to the Committee on Finance, Ways and Means.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1322, 1323, 1496, 1497, 1532, 1571, 1576, 1680 (with amendment), 1694, 1707, 1709, 1731, 1767 (with amendment), and 1923; and House Resolution No. 101; and further recommend that pursuant to House Rule No. 70, House Bills Nos. 1532, 1680, 1694 and 1707 be referred to the Committee on Finance, Ways and Means.

MURPHY, Chairman.

Under the rules, House Bills Nos. 1322, 1323, 1496, 1497, 1571, 1576, 1731, 1767 and 1923, and House Resolution No. 101 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 1532, 1680, 1694 and 1707 to the Committee on Finance, Ways and Means.

LABOR AND CONSUMER AFFAIRS

MR. SPEAKER: Your Committee on Labor and Consumer Affairs begs leave to report that we have carefully considered and recommend for passage: House Bill No. 1669.

ELLIS, Chairman.

Under the rules, House Bill No. 1669 was transmitted to the Committee on Calendar and Rules.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for

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passage: House Bills Nos. 1140, 1398, 1478, 1569, 1570, 1659, 1662, 1775 and 1971, and House Joint Resolution No. 510; and further recommend that pursuant to House Rule No. 70, House Bills Nos. 1478 and 1971 be referred to the Committee on Finance, Ways and Means.

MILLER, Chairman.

Under the rules, House Bills Nos. 1140, 1398, 1569, 1570, 1659, 1662 and 1775, and House Joint Resolution No. 510 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 1478 and 1971 to the Committee on Finance, Ways and Means.

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1435 (with amendment), 1524 (with amendment), 1687 (with amendment), 1744, 1757 (with amendment) and House Joint Resolution No. 491; and further recommend that pursuant to House Rule No. 70, House Bills Nos. 1435, 1524, 1687 and 1744 be referred to the Committee on Finance, Ways and Means.

ROBINSON (Davidson), Chairman.

Under the rules, House Bill No. 1757 and House Joint Resolution No. 491 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 1435, 1524, 1687 and 1744 to the Committee on Finance, Ways and Means.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, February 27, 1986: House Bills Nos. 1505, 1652, 1367, 1231, 1774, 1538, 1288, 1701, 1540, 1507, 1498 and 1376.

GILL, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Thursday, February 27, 1986: House Joint Resolutions Nos. 543 and 544.

GILL, Chairman.

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MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1248, 1249, 1253, 1265, 1268, 1269, 1309, 1400, 1655, 1656 and 1715, and House Joint Resolutions Nos. 440, 498, 505, 506, 507, 508, 512, 513, 517, 524, 532 and 536, with his approval.

WILLIAM H. INMAN,
Counsel to the Governor.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1360--Darnell, Cross, Jared, King, Brewer, Ivy, Ussery, Pruitt, Whitson, Harrill, Work

House Bill No. 1435--Yelton

House Bill No. 1478--Brewer, Shirley

House Bill No. 1529--West

House Bill No. 1751--West

House Bill No. 1822--Gill

House Bill No. 1905--Darnell

House Resolution No. 104--West

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 587, 1142, 1218, 1271, 1349, 1350, 1360, 1384, 1409, 1410, 1606, 1622, 1717, 1720, 1818, 1875, 1905 and 1972; and House Joint Resolutions Nos. 537, 540, 541 and 548; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

BILL RE-REFERRED

On motion of Mr. Bragg, House Bill No. 333 was recalled from the Committee on Finance, Ways and Means.

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On motion of Mr. Bragg, House Bill No. 333 was re-referred to the Committee on Calendar and Rules.

On motion of Mr. Naifeh, the House adjourned until 9:00 a.m. tomorrow.